



PROPOSED RULE MAKING (RCW 34.05.320)

**CR-102 (7/22/01)
Do NOT use for expedited
rule making**

Agency: Department of Agriculture		<input checked="" type="checkbox"/> Original Notice <input type="checkbox"/> Supplemental Notice to WSR _____ <input type="checkbox"/> Continuance of WSR _____	
X Preproposal Statement of Inquiry was filed as WSR 02-22-094; or <input type="checkbox"/> Expedited Rule Making -- Proposed notice was filed as WSR _____; or <input type="checkbox"/> Proposal is exempt under RCW 34.05.310(4).			
(a) Title of rule: (Describe Subject) As a result of an Executive Order 97-02 rule review, the department is proposing to repeal the following sections that regulate processed animal waste: WAC 16-200-890 Definitions; WAC 16-200-900 Registration requirements; WAC 16-200-910 Refusing or canceling registration-Procedure; WAC 16-200-920 Quality standards; WAC 16-200-930 Labeling requirements of animal waste products; WAC 16-200-940 Testing required; and WAC 16-200-950 Records required. These sections will be replaced with a new, clearly written rule chapter (chapter 16-256 WAC Commercial Feed Rules: Processed Animal Waste) that specifically addresses processed animal waste industry requirements. Purpose: The purpose of the proposed new chapter 16-256 WAC is to create a set of regulations that are easy to understand and use, reflect current national standards, safeguard the health of man and animals, establish a structure for orderly commerce, and provide protection for consumers and the regulated industry. Specifically, chapter 16-256 WAC: <ul style="list-style-type: none"> • Addresses the specific needs of the Washington state processed animal waste industry. • Is written in a clear and readable style that allows users to more easily understand and apply WSDA processed animal waste rules. • Uses tables to clearly and succinctly present information wherever possible and appropriate. • By incorporating applicable parts of the Association of American Feed Control Officials (AAFCO) model regulations, helps increase the flow of trade and information and promotes regulatory consistency between Washington's processed animal waste industry and the processed animal waste industry in our sister states. • Safeguards public health and the health of animals and provides increased protection for consumers and the regulated industry. • Updates the department's processed animal waste regulations to reflect current statutory requirements. Other identifying information: None			
(b) Statutory authority for adoption: Chapter 15.53 RCW and Chapter 34.05 RCW		Statute being implemented: Chapter 15.53 RCW	
(c) Summary: See Attachment (c) Reasons supporting proposal: See Attachment (c)			
(d) Name of Agency Personnel Responsible for:		Office Location	Telephone
1. Drafting..... Neil Lanning		Olympia, WA	(360) 902-2052
2. Implementation.. Ali Kashani		Olympia, WA	(360) 902-2028
3. Enforcement.....Ali Kashani		Olympia, WA	(360) 902-2028
(e) Name of proponent (person or organization): Washington State Department of Agriculture		<input type="checkbox"/> Private <input type="checkbox"/> Public <input checked="" type="checkbox"/> Governmental	
(f) Agency comments or recommendations, if any, as to statutory language, implementation, enforcement and fiscal matters: None			
(g) Is rule necessary because of:			
Federal Law?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	If yes, ATTACH COPY OF TEXT
Federal Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	Citation:
State Court Decision?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No	
(h) HEARING LOCATION:		Submit written comments to:	
See Attachment (h)		Laurie Mauerman Washington State Department of Agriculture P.O. Box 42560 Olympia, WA 98504-2560 FAX (360) 902-2093 E-mail lmauerman@agr.wa.gov By 5:00 p.m. on October 24, 2003	
Date and Time: See Attachment (h)		DATE OF INTENDED ADOPTION: November 19, 2003	
Assistance for persons with disabilities: Contact Laurie Mauerman by October 13, 2003		<div style="background-color: #cccccc; padding: 10px;"> CODE REVISER USE ONLY </div>	
TDD (360) 902-1996			
NAME (TYPE OR PRINT)			
Bob Arrington			
SIGNATURE			
TITLE	DATE		
Assistant Director	September 17, 2003		

(COMPLETE REVERSE SIDE)

(j) Short explanation of rule, its purpose, and anticipated effects:

See Attachment (c)

Does proposal change existing rules? X YES ☐ NO

If yes, describe changes:

See Attachment (c)

(k) Has a small business economic impact statement been prepared under chapter 19.85 RCW?

☐ Yes. Attach copy of small business economic impact statement.
A copy of the statement may be obtained by writing to:

telephoning: ()

faxing: ()

X No. Explain why no statement was prepared

Currently, there are no licensed processed animal waste facilities operating within Washington state, therefore, there is no regulated community upon which the proposed rules will have an economic impact.

(l) Does RCW 34.05.328 apply to this rule adoption? ☐ Yes X No

Please explain: [RCW 34.05.328](#) does not apply to this rule proposal. The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328 (5)(a)(i).